

# INTERNATIONAL UNION OF OPERATING ENGINEERS

FRANK HANLEY  
Chairman

MICHAEL J. MURPHY  
Treasurer

1125 Seventeenth Street, N.W.  
Washington, D.C. 20036  
202-429-9100

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## Engineers Political Education Committee



May 6, 1998

### HAND DELIVERY

Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

Re: Amendment of Statement of Organization

Dear Sir or Madam:

The International Union of Operating Engineers/Engineers Political Education Committee ("IUOE/EPEC") Voluntary Fund (ID No. C00029504) submits this letter as an amendment to its Statement of Organization. IUOE/EPEC hereby amends its Statement of Organization to include an additional affiliated committee, Local 138, 138A, and 138B International Union of Operating Engineers Political Action Fund Federal (ID No. C00247197).

Respectfully submitted,

Michael J. Murphy  
Treasurer



# International Union of Operating Engineers

1125 SEVENTEENTH STREET NORTHWEST • WASHINGTON, D. C. 20036

AFFILIATED WITH THE AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS

OFFICE OF GENERAL PRESIDENT • (202) 428-9100

EO 12812-1

February 19, 1998

TO: Frank Hanley  
General President

FROM: Richard Griffin *RG*  
General Counsel

Elizabeth A. Nadeau *EAN*  
Assistant General Counsel

RE: Senator D'Amato Contributions

*See [unclear] Monday*  
*[unclear]*

As you know, in accordance with contribution limits imposed by federal election law, the aggregate contribution of IUOE/EPEC and its affiliated PACs cannot exceed more than \$5,000.00 per federal election for any political candidate. At this time, IUOE/EPEC has not made any contributions to Senator D'Amato's campaign, but its affiliated PACs have contributed a total of \$11,000.00 (\$6,000.00 from Local 138) to his primary election campaign,<sup>1</sup> and \$2,250.00 to his general election campaign. Additionally, nine New York locals have each sent checks for \$300.00 to IUOE/EPEC. Those nine checks are earmarked for Senator D'Amato's general election campaign and must be returned if IUOE/EPEC does not contribute the money to Senator D'Amato's general election campaign. Those checks have been deposited in IUOE/EPEC's account.

We have informed Local 138's attorney that Friends of Senator D'Amato will need to refund some of the contributions that have been made by IUOE PACs. You have many choices in deciding how the refunds will be accomplished. All of the following options would bring IUOE/EPEC and its affiliated PACs into compliance with federal election law:

<sup>1</sup>Local 138 contributions to Senator D'Amato's campaign occurred on the following dates: 7/29/93--\$1,200.00; 7/29/94--\$800.00; 1/17/95--\$1,000.00; 7/21/95--\$1,000.00; and 9/23/96--\$2,000.00.

1. Direct Local 138 to seek a \$6,000.00 refund from Senator D'Amato. This option would permit IUOE/EPEC to forward the nine earmarked contributions to Friends of Senator D'Amato.
2. Direct more than one local union which made contributions to Senator D'Amato's primary election campaign to seek refunds (aggregate refund must equal \$6,000.00) from Friends of Senator D'Amato. The following contribution were made by IUOE/EPEC affiliated PACs:

Primary 1998

Local 15	\$1,000.00	9/15/93	
Local 14	\$1,000.00	9/30/93	
Local 15	\$500.00	7/24/95	
Local 137	\$1,000.00	12/12/95	
Local 15	\$600.00	7/19/96	
Local 15	\$1,000.00	9/23/96	(\$100.00 redesignated as general election)
Local 15	\$400.00	5/23/97	(\$400.00 redesignated as general election)
Total	\$5,000.00		(after redesignations to general election)

General 1998

Local 15	\$1,000.00	1/24/95
Local 15	\$500.00	12/2/96
Local 15	\$250.00	fall 1997
Total	\$2,250.00	

Our usual practice in these circumstances has been to direct the candidates to refund the most recent contributions, because those are the contributions that have caused IUOE/EPEC and its affiliate PACs to exceed the limits imposed by law. This practice is not required by law.

3. You could either permit the local union(s) that request a refund(s) to reissue a portion of their refunds as general election checks (up to an aggregate maximum of \$2,750.00) or forward the nine earmarked checks to Friends of Senator D'Amato.

With the exception of the information concerning Local 138's contributions and Local 15's fall 1997 contribution, the above summary is based on information collected before you sent a letter to the New York locals advising them that they could contribute \$300.00 to Senator D'Amato's general election campaign through IUOE/EPEC. After you sent that letter to the New York locals, IUOE/EPEC became aware of the facts that Local 138 has a federally registered PAC and that Local 138 made contributions to Senator D'Amato's campaign. Tim James will contact the New York local unions with federal PACs to verify the current accuracy of the above information before we take any action.

cc Tim James

## Federal Election Commission

**ENVELOPE REPLACEMENT PAGE  
FOR INCOMING DOCUMENTS**

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PREPARER

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